

\*\*\*\*\* **UNITED STATES DISTRICT COURT** \*\*\*\*\*

**NORTHERN**

**DISTRICT OF**

**NEW YORK**

**JUDGMENT IN A CIVIL CASE**

**DOCKET NO 9:08-CV-0591 (LEK/RFT)**

\_\_\_\_\_  
**HERMAN CRUZ,**

**Plaintiff,**

**-against-**

**LOUISE TICHENOR, Nurse Practitioner,  
Upstate Correctional Facility; NURSE  
WALSH, Upstate Correctional Facility,**

**Defendants.**  
\_\_\_\_\_

\_\_\_\_\_ **JURY VERDICT.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

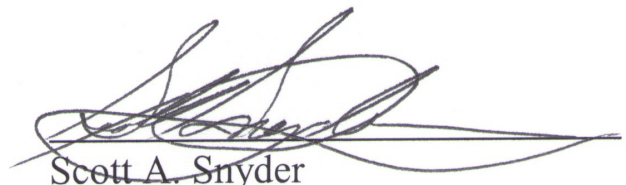
\_\_\_\_\_ **XX DECISION by COURT.** This action came to trial or hearing before the Court. The issues have been tried and a decision has been rendered.

**IT IS ORDERED AND ADJUDGED** that in the above entitled action, the Report-Recommendation of the Honorable Randolph F. Treece, dated November 10, 2009, is **APPROVED** and **ADOPTED** in its **ENTIRETY**; **IT IS FURTHER ORDERED** that the case is **DISMISSED** and judgment is entered in favor of the defendants as against the plaintiff, in accordance with the **DECISION** and **ORDER** of the Honorable Lawrence E. Kahn, U. S. District Judge, dated December 01, 2009.

**DATE:** December 01, 2009

**LAWRENCE K. BAERMAN**

CLERK OF THE COURT



**Scott A. Snyder  
Courtroom Deputy to the  
Honorable Lawrence E. Kahn**